IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 2635 of 1985

Godrej Soaps Limited .. Plaintiff

versus

Union of India .. Defendant

...

Mr.P.S. Colabawala i/b Mulla & Mulla for plaintiff.

Mr.S.R. Rajgurui/b T.R. Rao for the defendant.

CORAM : D.G. KARNIK,J.

DATED : 22nd July 2005.

P.C.:

1. Heard learned counsel for the parties. Suit is for recovery of money. Learned counsel for the defendant prays for time to file written statement. Written statement has not been filed for 20 years and no cause is shown for non filing of the written statement. Hence, request is rejected.

2. As the defendants have not filed written statement, suit of the plaintiff is decreed under

Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b) with the modification that interest would be payable at 9% p.a. from the date of the suit till payment.

D.G. KARNIK, J